

THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BABYAGE.COM, INC. et al.,

Plaintiffs,

v.

TOYS "R" US, INC., et al.,

Defendants.

Civil Action No. 05-cv-06792-AB

**STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED by and between counsel for the undersigned parties that, in accordance with Federal Rule of Civil Procedure 41(a)(2), each and every claim against Toys "R" Us, Inc., Toys "R" Us-Delaware, Inc., and Babies "R" Us, Inc. is dismissed with prejudice and without costs to any party.

Dated: January 5, 2011

REED SMITH LLP

*s/ Melissa Rubenstein*

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"R" Us, Inc. and Toys "R" Us-Delaware, Inc.*

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BERGER & MONTAGUE, P.C.

SO ORDERED:

*Christ B. Boy*  
U.S.D.J.

*s/ Eric L. Cramer/K52*

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